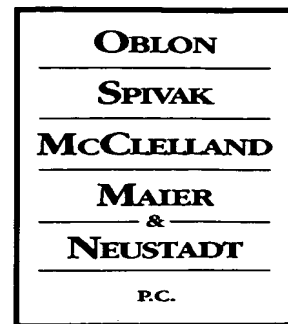




IFW



Docket No.: 268120US0PCT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/529,289
Applicants: Manabu SUHARA, et al.
Filing Date: March 25, 2005
For: POSITIVE ELECTRODE ACTIVE SUBSTANCE FOR
LITHIUM SECONDARY BATTERY AND PROCESS
FOR PRODUCING THE SAME
Group Art Unit: 1745
Examiner: WILLIAMS, S.L.

SIR:

Attached hereto for filing are the following papers:

Response to Restriction Requirement

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
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DOCKET NO: 268120US0PCT

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
MANABU SUHARA, ET AL. : EXAMINER: WILLIAMS, S. L.
SERIAL NO: 10/529,289 :
FILED: MARCH 25, 2005 : GROUP ART UNIT: 1745
FOR: POSITIVE ELECTRODE ACTIVE :
SUBSTANCE FOR LITHIUM
SECONDARY BATTERY AND PROCESS
FOR PRODUCING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Restriction Requirement mailed October 30, 2006, Applicants elect, with traverse, Group I, Claims 1-5 and 16-21, drawn to a positive electrode material and to electrodes and batteries made therefrom. Further, Applicants elect LiCoO_2 as the single species to which the claims shall be restricted if no generic claim is finally held to be allowable.

Applicants request that the Examiner expand the search to the non-elected process claims of Group II, Claims 6-15, if the elected Group I claims are found allowable.

Remarks/Arguments begin on page 2 of this paper.